

Exhibit A

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC. PELVIC REPAIR)
SYSTEM PRODUCTS LIABILITY LITIGATION)
) MDL NO. 2327
)
THIS DOCUMENT RELATES TO:)
)

QUALIFIED PROTECTIVE ORDER

The individuals listed on attached Exhibit A have asserted claims in the above captioned action. These individuals have retained the following attorney(s), TorHoerman Law LLC (“Counsel”) to represent them in the above-captioned action. Counsel agrees that they represent the individuals listed next to their names in Exhibit A.

IT IS HEREBY ORDERED AS FOLLOWS:

1. By virtue of their status as appointed representatives of individuals listed on Exhibit A, Counsel shall resolve any potential Part A and/or Part B fee for service Medicare Secondary Payer (MSP) claim(s) related to settlements, judgments, awards, or other payments associated with the above captioned action for those individuals on Exhibit A that are or were Medicare beneficiaries.
2. By virtue of their status as appointed representatives of individuals listed on Exhibit A, Counsel shall also resolve any potential state Medicaid, Tricare, Veteran’s Administration, and/or Indian Health Services (hereinafter “the Agencies”) claim(s) related to settlements, judgments, awards, or other payments associated with the above

captioned action for those individuals on Exhibit A that are or were beneficiaries of the Agencies. The entry of this HIPAA-compliant qualified protective order is necessary in this action in order to permit the Agencies to transmit protected health information regarding the plaintiffs to Counsel, including any third party authorized by Counsel to assist in the resolution of the Agencies' potential liens and reimbursement claims. As such, it is hereby ordered:

- a. This Qualified Protective Order shall apply to all "protected health information" and "individually identifiable health information," as defined by 45 CFR § 160.103, or information that is otherwise protected from disclosure by the Privacy Act, 5 U.S.C. § 551a, the Health Insurance Portability and Accountability Act of 1996, Pub. L. 104-191, 42 CFR § 431 Subpart F, titled "Safeguarding Information on Applicants and Recipients" and other applicable state law, created, received or collected from Plaintiffs by the Agencies, including, but not limited to: (a) names and addresses, dates of birth, social security numbers, identification numbers and other demographic information that identifies, or could be used to identify plaintiffs; (b) eligibility and entitlement information; (c) claims information relating to the past, present, or future health care of plaintiffs; (d) claims information relating to the provision of healthcare to plaintiffs; and, (e) claims information relating to the past, present, or future payment for the provision of healthcare to plaintiffs.
- b. Each Agency is hereby authorized and directed to transmit to Counsel, including any third-party specifically authorized by Counsel to assist in the resolution of potential liens or reimbursement claims, any information, including claims

information and other protected health information, for those plaintiffs listed on Exhibit A against whom they may assert liens or reimbursement claims.

- c. Counsel, including any authorized third party acting on their behalf, shall not use or disclose any protected health information or individually identifiable health information subject to this Qualified Protective Order for any purpose other than this litigation. Similarly, the Agencies shall only use the information listed on Exhibit A for the specific purposes of transmitting to Counsel any information, including claims information and other protected health information, for those plaintiffs in the above-captioned matter against whom the Agencies have asserted liens or reimbursement claims, or in whose potential settlements the Agencies may have an interest. The Agencies shall only make the information listed on Exhibit A available to those within their respective Agency who need access to the information listed on Exhibit A for the specific purpose stated in this paragraph. If the Agency utilizes outside vendors or companies to perform part or all of their tort recovery practices, the outside vendors or companies shall be expressly bound by all terms and conditions of this Qualified Protective Order.
- d. Counsel, including any authorized third party acting on their behalf, shall maintain any protected health information or individually identifiable health information subject to this Qualified Protective Order in a secure and safe area and shall exercise the same standard of due and proper care with respect to the storage, custody, use and/or dissemination of such protected health information as is exercised by Counsel with respect to its own confidential proprietary information.
- e. At the conclusion of this litigation, Counsel shall certify to the Agencies that the

protected health information or individually identifiable health information, including all copies made, has been destroyed.

ENTERED this ____ day of March, 2018

Joseph R. Goodwin
United States District Judge

Exhibit A

Last Name	First Name	SSN (last four)
Allwood	Barbara	5899
Anderson	Susan	4031
Angel	Aileen	2093
Archuleta	Debra	9036
Arrington	Michelle	8878
Artcliff	Laurie	6749
Barber	Heather	2775
Barrett	Theresa	1457
Battiste	Robin	7112
Baya	Maryam	9857
Bell	Lisa	2684
Big	Laurencita	5452
Blanchard	Gloria	1915
Bonarek	Lori	1066
Brantley	Cindy	6797
Bryant	Samantha	7102
Bryant	Patricia	6787
Bullard	Yolanda	2128
Campbell	Valerie	0136
Cayer	Diane	3746
Cirella	Lori	5083
Colon	Nidia	0467
Cook	Sue	3620
Croy	Geraldine	8231
Dailey	Kristen	4664
Davis	Sybil	9257
De Pena	Santos	7876
Dice	Denese	0242
Dill	Diane	3510
Disher	Maybess	7009
Dodd	Margaret	4444
Dollah	Heyem	4988
Ellis	April	8152
Enborg	Terri	7239
Feeley	Linda	0739
Flagg	Donna	1467
Free	Pamela	5707
Fusco	Lucie	3901
Galinsky	Norma	8960
Green	Stephanie	8330
Grennell	Sherrie	0964
Guerrero	Ines	5585
Guzman	Imelda	1397
Hale	Lori	0530
Harding	Mary	2574

Hertrampf	Christine	9276
Hicks	Cheryl	8277
Holm	Julie	3477
Howard	Debbie	8795
Howell	Donna	9092
Biegler (Hulter)	Bethany	0952
Hutchinson	Nancy	3034
Hyatt	Luis	2408
Jackson	Catherine	6900
Johnson	Therese	1860
Jones	Regina	6724
Kieras	Debra	6754
King	Melissa	6662
Leavitt	Jacinta	0160
Lehky	Elsa	2767
Lewis	Robin	2748
Madding	Linda	1385
Marshall	Gwendolyn	3395
Martyne	Carmen	1501
Matthews	Wilma	7427
McBroom	Amanda	6786
McDaniel	Kathryn	0300
Melim	Nancy	0561
Merten	Janet	0048
Mihay	Lisa	8390
Morris	Mary	7193
Nellenbach	Donna	2250
Nigh	Sarah	5346
Noack	Delena	5547
Osborne	Shelley	0826
Parrish	Kathleen	6801
Patterson	Debra	2755
Pearson	Phyllis	4741
Pena	Kathleen	9378
Perry	Katie	8614
Polanco	Yuderka	8676
Porter	Genevieve	6928
Pryor	Paula	5688
Quackenbush	Arlene	9779
Resetar	Deanna	0720
Rich	Janet	9088
Roberts	Annette	7042
Roberts	Dianne	9567
Rossetti	Sandra	0114
Saft	Rebecca	6262
Schilling	Clare	9245
Schindler	Tammy	0357

Schmitt	Judith	4888
Schubert	Kimberly	4404
Scott	Jennifer	0294
Seaward	Ethel	4994
Shoots	Laura	2439
Sierra	Ana	2553
Simons	Carrie May	0831
Sligar	Tina	7500
Solis	Basilia	7319
Stecher	Sharon	1190
Stewart	Jane	0263
Stimers	Dayna	7814
Cole (Teel)	Erica	6972
True	Paula	3779
Walkup	Ninna	1777
Warren	Kimberly	2219
Wells	Melinda	9842
Williams-Zavala	Rosario	2968
Wilkinson	Christina	0137
Wilson-Ramirez	Kerry	2108
Wilson	Sharon	9429
Wilson	Kathleen	1541
Wood	Nancy	0142
Woods	Lorraine	7977
Woodyard	Sandra	6234
Wroble	Julie	8079
Wuethrich	Sally Jo	5433